

Senate File 599

S-3220

1 Amend Senate File 599 as follows:

2 1. By striking everything after the enacting clause and  
3 inserting:

4 <DIVISION I

5 FY 2021-2022

6 APPROPRIATIONS

7 Section 1. DEPARTMENT OF JUSTICE.

8 1. There is appropriated from the general fund of the state  
9 to the department of justice for the fiscal year beginning July  
10 1, 2021, and ending June 30, 2022, the following amounts, or  
11 so much thereof as is necessary, to be used for the purposes  
12 designated:

13 a. For the general office of attorney general for  
14 salaries, support, maintenance, and miscellaneous purposes,  
15 including the prosecuting attorneys training program, matching  
16 funds for federal violence against women grant programs,  
17 victim assistance grants, the office of drug control policy  
18 prosecuting attorney program, and odometer fraud enforcement,  
19 and for not more than the following full-time equivalent  
20 positions:

21 ..... \$ 6,361,238  
22 ..... FTEs 215.00

23 As a condition of receiving the appropriation provided  
24 in this lettered paragraph, the department of justice shall  
25 maintain a record of the estimated time incurred representing  
26 each agency or department.

27 The general office of attorney general may temporarily  
28 exceed and draw more than the amount appropriated in this  
29 lettered paragraph and incur a negative cash balance as long  
30 as there are receivables equal to or greater than the negative  
31 balances and the amount appropriated in this lettered paragraph  
32 is not exceeded at the close of the fiscal year.

33 b. For victim assistance grants:

34 ..... \$ 5,016,708

35 The moneys appropriated in this lettered paragraph shall be



1 estimates for the fiscal year beginning July 1, 2022, pursuant  
2 to section 8.23, shall include a report of funding from sources  
3 other than amounts appropriated directly from the general fund  
4 of the state to the department of justice or to the office of  
5 consumer advocate. These funding sources shall include but  
6 are not limited to reimbursements from other state agencies,  
7 commissions, boards, or similar entities, and reimbursements  
8 from special funds or internal accounts within the department  
9 of justice. The department of justice shall also report actual  
10 reimbursements for the fiscal year beginning July 1, 2020,  
11 and actual and expected reimbursements for the fiscal year  
12 beginning July 1, 2021.

13 b. The department of justice shall include the report  
14 required under paragraph "a", as well as information regarding  
15 any revisions occurring as a result of reimbursements actually  
16 received or expected at a later date, in a report to the  
17 general assembly. The department of justice shall submit the  
18 report on or before January 15, 2022.

19 3. a. The department of justice shall fully reimburse  
20 the costs and necessary related expenses incurred by the Iowa  
21 law enforcement academy to continue to employ one additional  
22 instructor position who shall provide training for human  
23 trafficking-related issues throughout the state.

24 b. The department of justice shall obtain the moneys  
25 necessary to reimburse the Iowa law enforcement academy to  
26 employ such an instructor from unrestricted moneys from either  
27 the victim compensation fund established in section 915.94, the  
28 human trafficking victim fund established in section 915.95, or  
29 the human trafficking enforcement fund established in 2015 Iowa  
30 Acts, chapter 138, section 141.

31 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated  
32 from the department of commerce revolving fund created in  
33 section 546.12 to the office of consumer advocate of the  
34 department of justice for the fiscal year beginning July 1,  
35 2021, and ending June 30, 2022, the following amount, or so

1 much thereof as is necessary, to be used for the purposes  
2 designated:

3 For salaries, support, maintenance, and miscellaneous  
4 purposes, and for not more than the following full-time  
5 equivalent positions:

6 ..... \$ 3,137,588  
7 ..... FTEs 22.00

8 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

9 1. There is appropriated from the general fund of the state  
10 to the department of corrections for the fiscal year beginning  
11 July 1, 2021, and ending June 30, 2022, the following amounts,  
12 or so much thereof as is necessary, to be used for the purposes  
13 designated:

14 a. For the operation of the Fort Madison correctional  
15 facility, including salaries, support, maintenance, and  
16 miscellaneous purposes:

17 ..... \$ 42,488,273

18 b. For the operation of the Anamosa correctional facility,  
19 including salaries, support, maintenance, and miscellaneous  
20 purposes:

21 ..... \$ 35,868,225

22 c. For the operation of the Oakdale correctional facility,  
23 including salaries, support, maintenance, and miscellaneous  
24 purposes:

25 ..... \$ 63,688,978

26 d. For the operation of the Newton correctional facility,  
27 including salaries, support, maintenance, and miscellaneous  
28 purposes:

29 ..... \$ 29,390,947

30 e. For the operation of the Mount Pleasant correctional  
31 facility, including salaries, support, maintenance, and  
32 miscellaneous purposes:

33 ..... \$ 26,680,161

34 f. For the operation of the Rockwell City correctional  
35 facility, including salaries, support, maintenance, and

1 miscellaneous purposes:  
2 ..... \$ 10,841,112  
3 g. For the operation of the Clarinda correctional facility,  
4 including salaries, support, maintenance, and miscellaneous  
5 purposes:  
6 ..... \$ 25,647,227  
7 Moneys received by the department of corrections as  
8 reimbursement for services provided to the Clarinda youth  
9 corporation are appropriated to the department and shall be  
10 used for the purpose of operating the Clarinda correctional  
11 facility.  
12 h. For the operation of the Mitchellville correctional  
13 facility, including salaries, support, maintenance, and  
14 miscellaneous purposes:  
15 ..... \$ 23,979,152  
16 i. For the operation of the Fort Dodge correctional  
17 facility, including salaries, support, maintenance, and  
18 miscellaneous purposes:  
19 ..... \$ 30,903,150  
20 j. For reimbursement of counties for temporary confinement  
21 of prisoners, as provided in sections 901.7, 904.908, and  
22 906.17, and for offenders confined pursuant to section 904.513:  
23 ..... \$ 1,082,635  
24 k. For federal prison reimbursement, reimbursements for  
25 out-of-state placements, and miscellaneous contracts:  
26 ..... \$ 234,411  
27 2. The department of corrections shall use moneys  
28 appropriated in subsection 1 to continue to contract for the  
29 services of a Muslim imam and a Native American spiritual  
30 leader.  
31 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.  
32 There is appropriated from the general fund of the state to the  
33 department of corrections for the fiscal year beginning July  
34 1, 2021, and ending June 30, 2022, the following amounts, or  
35 so much thereof as is necessary, to be used for the purposes

1 designated:

2 1. For general administration, including salaries and the  
3 adjustment of salaries throughout the department, support,  
4 maintenance, employment of an education director to administer  
5 a centralized education program for the correctional system,  
6 and miscellaneous purposes:

7 ..... \$ 5,558,227

8 a. It is the intent of the general assembly that each  
9 lease negotiated by the department of corrections with a  
10 private corporation for the purpose of providing private  
11 industry employment of inmates in a correctional institution  
12 shall prohibit the private corporation from utilizing inmate  
13 labor for partisan political purposes for any person seeking  
14 election to public office in this state and that a violation  
15 of this requirement shall result in a termination of the lease  
16 agreement.

17 b. It is the intent of the general assembly that as a  
18 condition of receiving the appropriation provided in this  
19 subsection the department of corrections shall not enter into  
20 a lease or contractual agreement pursuant to section 904.809  
21 with a private corporation for the use of building space for  
22 the purpose of providing inmate employment without providing  
23 that the terms of the lease or contract establish safeguards to  
24 restrict, to the greatest extent feasible, access by inmates  
25 working for the private corporation to personal identifying  
26 information of citizens.

27 2. For educational programs for inmates at state penal  
28 institutions:

29 ..... \$ 2,608,109

30 a. To maximize the funding for educational programs,  
31 the department shall establish guidelines and procedures to  
32 prioritize the availability of educational and vocational  
33 training for inmates based upon the goal of facilitating an  
34 inmate's successful release from the correctional institution.

35 b. The director of the department of corrections may

1 transfer moneys from Iowa prison industries and the canteen  
2 operating funds established pursuant to section 904.310, for  
3 use in educational programs for inmates.

4 c. Notwithstanding section 8.33, moneys appropriated in  
5 this subsection that remain unencumbered or unobligated at the  
6 close of the fiscal year shall not revert but shall remain  
7 available to be used only for the purposes designated in this  
8 subsection until the close of the succeeding fiscal year.

9 3. For the development and operation of the Iowa corrections  
10 offender network (ICON) data system:

11 ..... \$ 2,000,000

12 4. For offender mental health and substance abuse  
13 treatment:

14 ..... \$ 28,065

15 5. For department-wide duties, including operations, costs,  
16 and miscellaneous purposes:

17 ..... \$ 10,079,991

18 Notwithstanding section 8.33, moneys appropriated in this  
19 section that remain unencumbered or unobligated at the close of  
20 the fiscal year shall not revert but shall remain available for  
21 expenditure for the purposes designated until the close of the  
22 succeeding fiscal year.

23 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
24 SERVICES.

25 1. There is appropriated from the general fund of the state  
26 to the department of corrections for the fiscal year beginning  
27 July 1, 2021, and ending June 30, 2022, for salaries, support,  
28 maintenance, and miscellaneous purposes, the following amounts,  
29 or so much thereof as is necessary, to be used for the purposes  
30 designated:

31 a. For the first judicial district department of  
32 correctional services:

33 ..... \$ 15,553,865

34 It is the intent of the general assembly that the first  
35 judicial district department of correctional services maintains

1 the drug courts operated by the district department.  
2 b. For the second judicial district department of  
3 correctional services:  
4 ..... \$ 12,015,201  
5 It is the intent of the general assembly that the second  
6 judicial district department of correctional services maintains  
7 two drug courts to be operated by the district department.  
8 c. For the third judicial district department of  
9 correctional services:  
10 ..... \$ 7,519,274  
11 d. For the fourth judicial district department of  
12 correctional services:  
13 ..... \$ 5,941,717  
14 e. For the fifth judicial district department of  
15 correctional services, including funding for electronic  
16 monitoring devices for use on a statewide basis:  
17 ..... \$ 22,514,230  
18 It is the intent of the general assembly that the fifth  
19 judicial district department of correctional services maintains  
20 the drug court operated by the district department.  
21 f. For the sixth judicial district department of  
22 correctional services:  
23 ..... \$ 15,431,664  
24 It is the intent of the general assembly that the sixth  
25 judicial district department of correctional services maintains  
26 the drug court operated by the district department.  
27 g. For the seventh judicial district department of  
28 correctional services:  
29 ..... \$ 8,213,355  
30 It is the intent of the general assembly that the seventh  
31 judicial district department of correctional services maintains  
32 the drug court operated by the district department.  
33 h. For the eighth judicial district department of  
34 correctional services:  
35 ..... \$ 8,761,954



1     2. There is appropriated from the general fund of the state  
2 to the department of corrections for the fiscal year beginning  
3 July 1, 2021, and ending June 30, 2022, the following amount,  
4 or so much thereof as is necessary, to be used for the purposes  
5 designated:

6     For statewide judicial assistance, support, and pilot  
7 projects for judicial district departments of correctional  
8 services:

9 ..... \$     663,219

10    3. Each judicial district department of correctional  
11 services, within the moneys available, shall continue programs  
12 and plans established within that district to provide for  
13 intensive supervision, sex offender treatment, diversion of  
14 low-risk offenders to the least restrictive sanction available,  
15 job development, and expanded use of intermediate criminal  
16 sanctions.

17    4. Each judicial district department of correctional  
18 services shall provide alternatives to prison consistent with  
19 chapter 901B. The alternatives to prison shall ensure public  
20 safety while providing maximum rehabilitation to the offender.  
21 A judicial district department of correctional services may  
22 also establish a day program.

23    5. The governor's office of drug control policy shall  
24 consider federal grants made to the department of corrections  
25 for the benefit of each of the eight judicial district  
26 departments of correctional services as local government  
27 grants, as defined pursuant to federal regulations.

28    6. The department of corrections shall continue to contract  
29 with a judicial district department of correctional services to  
30 provide for the rental of electronic monitoring equipment which  
31 shall be available statewide.

32    7. The public safety assessment shall not be utilized  
33 in pretrial hearings when determining whether to detain or  
34 release a defendant before trial, and the use of the public  
35 safety assessment pilot program shall be terminated as of the

1 effective date of this subsection, until such time the use of  
2 the public safety assessment has been specifically authorized  
3 by the general assembly.

4     Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF  
5 APPROPRIATIONS. Notwithstanding section 8.39, within  
6 the moneys appropriated in this Act to the department of  
7 corrections, the department may reallocate the moneys  
8 appropriated and allocated as necessary to best fulfill the  
9 needs of the correctional institutions, administration of  
10 the department, and the judicial district departments of  
11 correctional services. However, in addition to complying with  
12 the requirements of sections 904.116 and 905.8 and providing  
13 notice to the legislative services agency, the department  
14 of corrections shall also provide notice to the department  
15 of management, prior to the effective date of the revision  
16 or reallocation of an appropriation made pursuant to this  
17 section. The department of corrections shall not reallocate an  
18 appropriation or allocation for the purpose of eliminating any  
19 program.

20     Sec. 7. INTENT — REPORTS.

21     1. The department of corrections, in cooperation with  
22 townships, the Iowa cemetery associations, and other nonprofit  
23 or governmental entities, may use inmate labor during the  
24 fiscal year beginning July 1, 2021, to restore or preserve  
25 rural cemeteries and historical landmarks. The department, in  
26 cooperation with the counties, may also use inmate labor to  
27 clean up roads, major water sources, and other water sources  
28 around the state.

29     2. On a quarterly basis, the department shall provide  
30 a status report regarding private-sector employment to the  
31 general assembly beginning on July 1, 2021. The report shall  
32 include the number of offenders employed in the private sector,  
33 the combined number of hours worked by the offenders, the  
34 total amount of allowances, and the distribution of allowances  
35 pursuant to section 904.702, including any moneys deposited in

1 the general fund of the state.

2     Sec. 8. ELECTRONIC MONITORING REPORT. The department of  
3 corrections shall submit a report on electronic monitoring  
4 to the general assembly by January 15, 2022. The report  
5 shall specifically address the number of persons being  
6 electronically monitored and break down the number of persons  
7 being electronically monitored by offense committed. The  
8 report shall also include a comparison of any data from the  
9 prior fiscal year with the current fiscal year.

10     Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

11     1. As used in this section, unless the context otherwise  
12 requires, "state agency" means the government of the state  
13 of Iowa, including but not limited to all executive branch  
14 departments, agencies, boards, bureaus, and commissions, the  
15 judicial branch, the general assembly and all legislative  
16 agencies, institutions within the purview of the state board of  
17 regents, and any corporation whose primary function is to act  
18 as an instrumentality of the state.

19     2. State agencies are encouraged to purchase products from  
20 Iowa state industries, as defined in section 904.802, when  
21 purchases are required and the products are available from  
22 Iowa state industries. State agencies shall obtain bids from  
23 Iowa state industries for purchases of office furniture during  
24 the fiscal year beginning July 1, 2021, exceeding \$5,000 or  
25 in accordance with applicable administrative rules related to  
26 purchases for the agency.

27     Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

28     1. There is appropriated from the general fund of the  
29 state to the Iowa law enforcement academy for the fiscal year  
30 beginning July 1, 2021, and ending June 30, 2022, the following  
31 amount, or so much thereof as is necessary, to be used for the  
32 purposes designated:

33     a. For salaries, support, maintenance, and miscellaneous  
34 purposes, including jailer training and technical assistance,  
35 and for not more than the following full-time equivalent

1 positions:

2 ..... \$ 1,220,749

3 ..... FTEs 30.25

4 b. The Iowa law enforcement academy may temporarily exceed  
5 and draw more than the amount appropriated in this subsection  
6 and incur a negative cash balance as long as there are  
7 receivables equal to or greater than the negative balance and  
8 the amount appropriated in this subsection is not exceeded at  
9 the close of the fiscal year.

10 2. The Iowa law enforcement academy may select at least  
11 five automobiles of the department of public safety, division  
12 of state patrol, prior to turning over the automobiles to  
13 the department of administrative services to be disposed  
14 of by public auction, and the Iowa law enforcement academy  
15 may exchange any automobile owned by the academy for each  
16 automobile selected if the selected automobile is used in  
17 training law enforcement officers at the academy. However, any  
18 automobile exchanged by the academy shall be substituted for  
19 the selected vehicle of the department of public safety and  
20 sold by public auction with the receipts being deposited in the  
21 depreciation fund maintained pursuant to section 8A.365 to the  
22 credit of the department of public safety, division of state  
23 patrol.

24 3. The Iowa law enforcement academy shall provide training  
25 for domestic abuse and human trafficking-related issues  
26 throughout the state. The training shall be offered at no  
27 cost to the attendees and the training shall not replace any  
28 existing domestic abuse or human trafficking training offered  
29 by the academy.

30 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from  
31 the general fund of the state to the office of the state public  
32 defender of the department of inspections and appeals for the  
33 fiscal year beginning July 1, 2021, and ending June 30, 2022,  
34 the following amounts, or so much thereof as is necessary, to  
35 be used for the purposes designated:

1     1. For salaries, support, maintenance, and miscellaneous  
2 purposes, and for not more than the following full-time  
3 equivalent positions:

4 .....	\$ 29,483,120
5 .....	FTEs       233.00

6     2. For payments on behalf of eligible adults and juveniles  
7 from the indigent defense fund, in accordance with section  
8 815.11:

9 .....	\$ 40,960,374
---------	---------------

10    Sec. 12. BOARD OF PAROLE. There is appropriated from the  
11 general fund of the state to the board of parole for the fiscal  
12 year beginning July 1, 2021, and ending June 30, 2022, the  
13 following amount, or so much thereof as is necessary, to be  
14 used for the purposes designated:

15    For salaries, support, maintenance, and miscellaneous  
16 purposes, and for not more than the following full-time  
17 equivalent positions:

18 .....	\$ 1,285,739
19 .....	FTEs       10.53

20    Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

21    1. There is appropriated from the general fund of the  
22 state to the department of public defense, for the fiscal year  
23 beginning July 1, 2021, and ending June 30, 2022, the following  
24 amounts, or so much thereof as is necessary, to be used for the  
25 purposes designated:

26    For salaries, support, maintenance, and miscellaneous  
27 purposes, and for not more than the following full-time  
28 equivalent positions:

29 .....	\$ 6,916,601
30 .....	FTEs       254.00

31    2. The department of public defense may temporarily exceed  
32 and draw more than the amount appropriated in this section and  
33 incur a negative cash balance as long as there are receivables  
34 of federal funds equal to or greater than the negative balance  
35 and the amount appropriated in this section is not exceeded at

1 the close of the fiscal year.

2     Sec. 14. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY  
3 MANAGEMENT.

4     1. There is appropriated from the general fund of the state  
5 to the department of homeland security and emergency management  
6 for the fiscal year beginning July 1, 2021, and ending June  
7 30, 2022, the following amounts, or so much thereof as is  
8 necessary, to be used for the purposes designated:

9     For salaries, support, maintenance, and miscellaneous  
10 purposes, and for not more than the following full-time  
11 equivalent positions:

12 .....	\$	2,287,756
13 .....	FTEs	30.00

14     2. The department of homeland security and emergency  
15 management may temporarily exceed and draw more than the amount  
16 appropriated in this section and incur a negative cash balance  
17 as long as there are receivables of federal funds equal to or  
18 greater than the negative balance and the amount appropriated  
19 in this section is not exceeded at the close of the fiscal  
20 year.

21     Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated  
22 from the general fund of the state to the department of public  
23 safety for the fiscal year beginning July 1, 2021, and ending  
24 June 30, 2022, the following amounts, or so much thereof as is  
25 necessary, to be used for the purposes designated:

26     1. For administrative functions, including salaries and the  
27 adjustment of salaries throughout the department, the criminal  
28 justice information system, and for not more than the following  
29 full-time equivalent positions:

30 .....	\$	5,833,065
31 .....	FTEs	43.00

32     2. For the division of criminal investigation, including  
33 the state's contribution to the peace officers' retirement,  
34 accident, and disability system provided in chapter 97A in the  
35 amount of the state's normal contribution rate, as defined in

1 section 97A.8, multiplied by the salaries for which the moneys  
2 are appropriated, to meet federal fund matching requirements,  
3 and for not more than the following full-time equivalent  
4 positions:

5 ..... \$ 19,316,868  
6 ..... FTEs 180.00

7 3. For the criminalistics laboratory fund created in  
8 section 691.9:

9 ..... \$ 650,000

10 Notwithstanding section 8.33, moneys appropriated in this  
11 subsection that remain unencumbered or unobligated at the close  
12 of the fiscal year shall not revert but shall remain available  
13 for expenditure for the purposes designated until the close of  
14 the succeeding fiscal year.

15 4. a. For the division of narcotics enforcement, including  
16 the state's contribution to the peace officers' retirement,  
17 accident, and disability system provided in chapter 97A in the  
18 amount of the state's normal contribution rate, as defined in  
19 section 97A.8, multiplied by the salaries for which the moneys  
20 are appropriated, to meet federal fund matching requirements,  
21 and for not more than the following full-time equivalent  
22 positions:

23 ..... \$ 8,428,156  
24 ..... FTEs 67.00

25 The division of narcotics enforcement is authorized an  
26 additional 1.00 full-time equivalent position pursuant to  
27 this lettered paragraph that is in excess of the number of  
28 full-time equivalent positions authorized for the previous  
29 fiscal year only if the division of narcotics enforcement  
30 receives sufficient federal moneys to maintain employment  
31 for the additional full-time equivalent position during the  
32 current fiscal year. The division of narcotics enforcement  
33 shall only employ the additional full-time equivalent position  
34 in succeeding fiscal years if sufficient federal moneys are  
35 received during each of those succeeding fiscal years.

1     b. For the division of narcotics enforcement for undercover  
2 purchases:  
3 ..... \$     209,042

4     5. For the division of state fire marshal, for fire  
5 protection services as provided through the state fire service  
6 and emergency response council as created in the department,  
7 and for the state's contribution to the peace officers'  
8 retirement, accident, and disability system provided in chapter  
9 97A in the amount of the state's normal contribution rate,  
10 as defined in section 97A.8, multiplied by the salaries for  
11 which the moneys are appropriated, and for not more than the  
12 following full-time equivalent positions:  
13 ..... \$     5,460,291  
14 ..... FTEs     49.00

15     6. For the division of state patrol, for salaries, support,  
16 maintenance, workers' compensation costs, and miscellaneous  
17 purposes, including the state's contribution to the peace  
18 officers' retirement, accident, and disability system provided  
19 in chapter 97A in the amount of the state's normal contribution  
20 rate, as defined in section 97A.8, multiplied by the salaries  
21 for which the moneys are appropriated, and for not more than  
22 the following full-time equivalent positions:  
23 ..... \$     69,432,433  
24 ..... FTEs     506.00

25     It is the intent of the general assembly that members of the  
26 state patrol be assigned to patrol the highways and roads in  
27 lieu of assignments for inspecting school buses for the school  
28 districts.

29     7. For deposit in the sick leave benefits fund established  
30 in section 80.42 for all departmental employees eligible to  
31 receive benefits for accrued sick leave under the collective  
32 bargaining agreement:  
33 ..... \$     279,517

34     8. For costs associated with the training and equipment  
35 needs of volunteer fire fighters:



1 ..... \$ 825,520  
 2 Notwithstanding section 8.33, moneys appropriated in this  
 3 subsection that remain unencumbered or unobligated at the  
 4 close of the fiscal year shall not revert but shall remain  
 5 available for expenditure only for the purpose designated in  
 6 this subsection until the close of the succeeding fiscal year.  
 7 9. For the public safety interoperable and broadband  
 8 communications fund established in section 80.44:  
 9 ..... \$ 115,661  
 10 10. For the office to combat human trafficking established  
 11 pursuant to section 80.45, including salaries, support,  
 12 maintenance, miscellaneous purposes, and for not more than the  
 13 following full-time equivalent positions:  
 14 ..... \$ 197,325  
 15 ..... FTEs 2.00  
 16 11. For costs associated with the training and equipment  
 17 needs of volunteer fire fighters:  
 18 ..... \$ 50,000  
 19 12. For deposit in the public safety equipment fund  
 20 established in section 80.48 for the purchase, maintenance, and  
 21 replacement of equipment used by the department:  
 22 ..... \$ 2,500,000  
 23 Notwithstanding section 8.39, the department of public  
 24 safety may reallocate moneys appropriated in this section  
 25 as necessary to best fulfill the needs provided for in the  
 26 appropriation. However, the department shall not reallocate  
 27 moneys appropriated to the department in this section unless  
 28 notice of the reallocation is given to the legislative services  
 29 agency and the department of management prior to the effective  
 30 date of the reallocation. The notice shall include information  
 31 regarding the rationale for reallocating the moneys. The  
 32 department shall not reallocate moneys appropriated in this  
 33 section for the purpose of eliminating any program.  
 34 Sec. 16. GAMING ENFORCEMENT.  
 35 1. There is appropriated from the gaming enforcement

1 revolving fund created in section 80.43 to the department of  
2 public safety for the fiscal year beginning July 1, 2021, and  
3 ending June 30, 2022, the following amount, or so much thereof  
4 as is necessary, to be used for the purposes designated:

5 For any direct support costs for agents and officers of  
6 the division of criminal investigation's excursion gambling  
7 boat, gambling structure, and racetrack enclosure enforcement  
8 activities, including salaries, support, maintenance, and  
9 miscellaneous purposes, and for not more than the following  
10 full-time equivalent positions:

11 .....	\$ 10,211,731
12 .....	FTEs 73.00

13 2. For each additional license to conduct gambling games on  
14 an excursion gambling boat, gambling structure, or racetrack  
15 enclosure issued during the fiscal year beginning July 1, 2021,  
16 there is appropriated from the gaming enforcement fund to the  
17 department of public safety for the fiscal year beginning July  
18 1, 2021, and ending June 30, 2022, an additional amount of  
19 not more than \$300,000 to be used for full-time equivalent  
20 positions.

21 3. The department of public safety, with the approval of the  
22 department of management, may employ no more than three special  
23 agents for each additional riverboat or gambling structure  
24 regulated after July 1, 2022, and three special agents for  
25 each racing facility which becomes operational during the  
26 fiscal year which begins July 1, 2022. Positions authorized  
27 in this subsection are in addition to the full-time equivalent  
28 positions otherwise authorized in this section.

29 Sec. 17. CIVIL RIGHTS COMMISSION.

30 1. There is appropriated from the general fund of the state  
31 to the Iowa state civil rights commission for the fiscal year  
32 beginning July 1, 2021, and ending June 30, 2022, the following  
33 amount, or so much thereof as is necessary, to be used for the  
34 purposes designated:

35 For salaries, support, maintenance, and miscellaneous

1 purposes, and for not more than the following full-time  
 2 equivalent positions:  
 3 ..... \$ 1,318,718  
 4 ..... FTEs 27.00  
 5 2. The Iowa state civil rights commission may enter into  
 6 a contract with a nonprofit organization to provide legal  
 7 assistance to resolve civil rights complaints.  
 8 Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.  
 9 1. There is appropriated from the general fund of the state  
 10 to the criminal and juvenile justice planning division of the  
 11 department of human rights for the fiscal year beginning July  
 12 1, 2021, and ending June 30, 2022, the following amount or  
 13 so much thereof as is necessary, to be used for the purposes  
 14 designated:  
 15 a. For salaries, support, maintenance, and miscellaneous  
 16 purposes, and for not more than the following full-time  
 17 equivalent positions:  
 18 ..... \$ 1,288,368  
 19 ..... FTEs 8.82  
 20 b. (1) For a single grant to a program located in a city  
 21 with a higher than average juvenile crime rate as determined  
 22 by the criminal and juvenile justice planning division and  
 23 a population greater than 80,000 as determined by the 2010  
 24 federal decennial census, which may be used for studying,  
 25 planning, programming, and capital, that is committed to  
 26 deterring juvenile delinquency through early intervention in  
 27 the criminal justice system by providing a comprehensive,  
 28 multifaceted delivery of social services and which shall meet  
 29 the guiding principles and standards for assessment centers set  
 30 forth by the national assessment center association:  
 31 ..... \$ 140,000  
 32 (2) The program shall use no more than 5 percent of the  
 33 grant for administrative costs.  
 34 (3) A city shall not receive a grant under this paragraph,  
 35 or a similar grant from the state of Iowa, for more than

1 two consecutive fiscal years unless no other city meets the  
2 requirements specified in subparagraph (1).

3 2. The justice advisory board and the juvenile justice  
4 advisory council shall coordinate their efforts in carrying out  
5 their respective duties relative to juvenile justice.

6 Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY  
7 MANAGEMENT. There is appropriated from the 911 emergency  
8 communications fund created in section 34A.7A to the department  
9 of homeland security and emergency management for the fiscal  
10 year beginning July 1, 2021, and ending June 30, 2022, the  
11 following amount, or so much thereof as is necessary, to be  
12 used for the purposes designated:

13 For implementation, support, and maintenance of the  
14 functions of the administrator and program manager under  
15 chapter 34A and to employ the auditor of the state to perform  
16 an annual audit of the 911 emergency communications fund:

17 ..... \$ 250,000

18 Sec. 20. CONSUMER EDUCATION AND LITIGATION — FARM  
19 MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS.

20 Notwithstanding [section 714.16C](#), there is appropriated from the  
21 consumer education and litigation fund to the department of  
22 justice for the fiscal year beginning July 1, 2021, and ending  
23 June 30, 2022, the following amounts, or so much thereof as is  
24 necessary, to be used for the purposes designated:

25 a. For farm mediation services as specified in section  
26 13.13, subsection 2:

27 ..... \$ 300,000

28 b. For salaries, support, maintenance, and miscellaneous  
29 purposes for criminal prosecutions, criminal appeals, and  
30 performing duties pursuant to [chapter 669](#):

31 ..... \$ 2,000,000

32 ..... FTEs 2.00

33 DIVISION II

34 MISCELLANEOUS APPROPRIATIONS

35 Sec. 21. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY

1 MANAGEMENT — APPROPRIATION. There is appropriated from  
2 the general fund of the state to the department of homeland  
3 security and emergency management for the fiscal year beginning  
4 July 1, 2021, and ending June 30, 2022, the following amount,  
5 or so much thereof as is necessary, to be used to conduct a  
6 governance and funding of levee districts study:

7 ..... \$ 400,000

8 DIVISION III  
9 ATTORNEY GENERAL

10 Sec. 22. Section 85.67, Code 2021, is amended to read as  
11 follows:

12 **85.67 Administration of fund — special counsel — payment of**  
13 **award.**

14 The attorney general shall appoint a staff member  
15 to represent the treasurer of state and the fund in all  
16 proceedings and matters arising under this subchapter. The  
17 attorney general shall be reimbursed up to ~~two hundred fifteen~~  
18 four hundred fifty thousand dollars annually from the fund  
19 for services provided related to the fund. The commissioner  
20 of insurance shall consider the reimbursement to the attorney  
21 general as an outstanding liability when making a determination  
22 of funding availability under section 85.65A, subsection  
23 2. In making an award under this subchapter, the workers'  
24 compensation commissioner shall specifically find the amount  
25 the injured employee shall be paid weekly, the number of weeks  
26 of compensation which shall be paid by the employer, the date  
27 upon which payments out of the fund shall begin, and, if  
28 possible, the length of time the payments shall continue.

29 Sec. 23. 2014 Iowa Acts, chapter 1138, section 21, as  
30 amended by 2016 Iowa Acts, chapter 1137, section 18, 2017 Iowa  
31 Acts, chapter 167, section 24, and 2019 Iowa Acts, chapter 163,  
32 section 26, is amended to read as follows:

33 SEC. 21. CONSUMER EDUCATION AND LITIGATION  
34 FUND. Notwithstanding [section 714.16C](#), for each fiscal  
35 year of the period beginning July 1, 2014, and ending June

1 30, ~~2021~~ 2023, the annual appropriations in [section 714.16C](#),  
2 are increased from \$1,125,000 to \$1,875,000, and \$75,000 to  
3 \$125,000 respectively.

4 DIVISION IV

5 INDIGENT DEFENSE

6 Sec. 24. Section 815.7, Code 2021, is amended by adding the  
7 following new subsection:

8 NEW SUBSECTION. 5A. For appointments made on or after  
9 July 1, 2021, the reasonable compensation shall be calculated  
10 on the basis of seventy-six dollars per hour for class "A"  
11 felonies, seventy-one dollars per hour for class "B" felonies,  
12 and sixty-six dollars per hour for all other cases.

13 DIVISION V

14 GAMBLING — FEES

15 Sec. 25. Section 99D.14, subsection 2, paragraph a,  
16 subparagraph (1), Code 2021, is amended to read as follows:

17 (1) A licensee shall pay a regulatory fee to be charged as  
18 provided in [this section](#). In determining the regulatory fee  
19 to be charged as provided under [this section](#), the commission  
20 shall use the amount appropriated to the commission plus  
21 the cost of salaries for no more than three special agents  
22 assigned pursuant to the provisions of section 80.25A, for  
23 each racetrack that has not been issued a table games license  
24 under [chapter 99F](#) or no more than three special agents  
25 assigned pursuant to the provisions of section 80.25A, for each  
26 racetrack that has been issued a table games license under  
27 chapter 99F, plus any direct and indirect support costs ~~for the~~  
28 ~~agents~~, for the division of criminal investigation's ~~racetrack~~  
29 ~~activities~~ duties pursuant to chapters 99D, 99E, and 99F, and  
30 section 80.25A, as the basis for determining the amount of  
31 revenue to be raised from the regulatory fee.

32 Sec. 26. Section 99F.10, subsection 4, paragraph a, Code  
33 2021, is amended to read as follows:

34 a. In determining the license fees and state regulatory  
35 fees to be charged as provided under [section 99F.4](#) and this

1 section, the commission shall use as the basis for determining  
2 the amount of revenue to be raised from the license fees and  
3 regulatory fees the amount appropriated to the commission plus  
4 the cost of salaries for no more than three special agents ~~for~~  
5 ~~each excursion gambling boat or gambling structure~~ assigned  
6 pursuant to the provisions of section 80.25A, plus any direct  
7 and indirect support costs ~~for the agents~~, for the division of  
8 criminal investigation's ~~excursion gambling boat or gambling~~  
9 ~~structure activities~~ duties pursuant to chapters 99D, 99E, and  
10 99F, and section 80.25A.

11 Sec. 27. Section 99F.10, Code 2021, is amended by adding the  
12 following new subsection:

13 NEW SUBSECTION. 4A. For the fiscal year beginning July  
14 1, 2021, and each fiscal year thereafter, the seven licensees  
15 with the lowest adjusted gross receipts for the previous fiscal  
16 year shall pay a reduced regulatory fee. The division of  
17 criminal investigation shall calculate the regulatory fee to  
18 be paid by each licensee using a methodology that reduces the  
19 regulatory fee for the seven licensees with the lowest adjusted  
20 gross receipts by an amount equivalent to the portion of the  
21 regulatory fees associated with one special agent.

22 Sec. 28. GAMBLING GAMES AND SPORTS WAGERING REGULATION  
23 — FEES. Notwithstanding section 99F.10, the cost of seven  
24 special agent full-time equivalent positions assigned pursuant  
25 to section 80.25A, as determined by the commissioner of public  
26 safety, shall be credited to the general fund on July 1, 2021.

27 DIVISION VI

28 DEPARTMENT OF PUBLIC SAFETY — BUREAU OF CYBER-CRIME

29 Sec. 29. Section 80.9A, subsection 6, Code 2021, is amended  
30 by adding the following new paragraph:

31 NEW PARAGRAPH. *h.* When engaged in the investigation of  
32 crimes and the enforcement of laws relating to cyber-crime.

33 Sec. 30. NEW SECTION. 80.40 Bureau of cyber-crime.

34 1. The bureau of cyber-crime is established within the  
35 division of criminal investigation of the department. The

1 purpose of the bureau is to investigate crimes with a nexus to  
2 the internet or computer technology including but not limited  
3 to crimes involving child exploitation and cyber intrusion.

4 2. The bureau of cyber-crime shall have the authority  
5 to conduct investigations and perform forensic analyses  
6 of criminal cases involving computer technology and to  
7 provide assistance to governmental agencies involved in the  
8 investigation of cyber-crime.

9

#### DIVISION VII

10

#### DEPARTMENT OF CORRECTIONS

11 Sec. 31. Section 99G.39, Code 2021, is amended by adding the  
12 following new subsection:

13 NEW SUBSECTION. 4A. One hundred thousand dollars in  
14 lottery revenues shall be transferred each fiscal year to the  
15 department of corrections survivor benefits fund established  
16 pursuant to section 904.321 prior to deposit of the lottery  
17 revenues in the general fund pursuant to section 99G.40.

18 Sec. 32. NEW SECTION. 509A.13D Health insurance coverage —  
19 surviving spouse and children of certain employees of the Iowa  
20 department of corrections.

21 1. For the purposes of this section, "*eligible employee of*  
22 *the Iowa department of corrections*" means any of the following:

23 a. An employee of the Iowa department of corrections.

24 b. An employee of the Iowa department of corrections whose  
25 death has been determined by the department to be the direct  
26 and proximate result of a traumatic personal injury incurred in  
27 the line of duty, and to whom none of the following applies:

28 (1) The employee's death resulted from stress, strain,  
29 occupational illness, or a chronic, progressive, or congenital  
30 illness, including but not limited to a disease of the heart,  
31 lungs, or respiratory system, unless a traumatic personal  
32 injury was a substantial contributing factor to the employee's  
33 death.

34 (2) The employee's death was caused by the employee's  
35 intentional misconduct, or by the employee's intent to cause



1 the employee's own death.

2 (3) The employee was voluntarily intoxicated at the time of  
3 the employee's death.

4 (4) The employee was performing the employee's duties in a  
5 grossly negligent manner at the time of the employee's death.

6 2. a. If the governing body of the state has procured  
7 health insurance coverage for its employees under this chapter,  
8 the governing body of the state shall permit continuation  
9 of existing health insurance coverage or reenrollment in  
10 previously existing coverage for the surviving spouse and each  
11 surviving child of an eligible employee of the Iowa department  
12 of corrections.

13 b. The governing body of the state shall permit continuation  
14 of existing health insurance coverage for the surviving spouse  
15 and each surviving child of an employee of the Iowa department  
16 of corrections who dies and who is reasonably expected to be  
17 determined to be an eligible employee of the Iowa department  
18 of corrections, until such time as the determination of  
19 eligibility is made.

20 3. The governing body of the state shall not be required to  
21 pay for the cost of the health insurance under this section;  
22 however, the governing body of the state may pay the full cost  
23 or a portion of the cost of the health insurance. If the full  
24 cost or a portion of the cost of the coverage is not paid by  
25 the governing body of the state, the surviving spouse and each  
26 surviving child who is eligible for health insurance under this  
27 section may elect to continue coverage by paying that portion  
28 of the cost of the health insurance not paid by the governing  
29 body of the state.

30 4. The governing body of the state shall notify the  
31 provider of health insurance coverage for state employees of  
32 the identity of the surviving spouse and each surviving child  
33 who is to be provided health insurance coverage pursuant to the  
34 requirements of this section.

35 5. This section shall not require continuation of health

1 insurance coverage if the surviving spouse or a surviving child  
2 who would otherwise be entitled to continuation of health  
3 insurance coverage under this section was, through the actions  
4 of the surviving spouse or the surviving child, a substantial  
5 contributing factor to the death of the eligible employee of  
6 the Iowa department of corrections.

7     Sec. 33. NEW SECTION.   **904.321 Department of corrections**  
8 **survivor benefits fund.**

9     1. A department of corrections survivor benefits fund is  
10 established in the state treasury under the control of the  
11 department. The fund shall consist of moneys transferred  
12 to the fund pursuant to section 99G.39 and any other moneys  
13 appropriated to or deposited in the fund. Moneys in the fund  
14 are appropriated to the department for the purposes set forth  
15 in subsection 2.

16     2. The department shall distribute the moneys credited to  
17 the fund in a fiscal year in the form of grants to nonprofit  
18 organizations that provide resources to assist surviving  
19 families of eligible employees of the department of corrections  
20 killed in the line of duty in paying costs associated with  
21 accident or health care coverage pursuant to section 509A.13D.

22     3. Notwithstanding section 8.33, moneys in the fund  
23 that remain unencumbered or unobligated at the close of a  
24 fiscal year shall not revert but shall remain available for  
25 expenditure for the purposes designated. Notwithstanding  
26 section 12C.7, subsection 2, interest or earnings on moneys in  
27 the fund shall be credited to the fund.

28     Sec. 34. **EFFECTIVE DATE.** This division of this Act, being  
29 deemed of immediate importance, takes effect upon enactment.

30     Sec. 35. **RETROACTIVE APPLICABILITY.** This division of this  
31 Act applies retroactively to March 1, 2021.>

32     2. Title page, by striking line 1 and inserting <An Act  
33 relating to appropriations to the justice system, gambling  
34 regulatory fees, and creating a bureau of cyber-crime,  
35 establishing a survivor benefits fund, and including effective

1 date and retroactive applicability provisions.>

---

JULIAN GARRETT